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OCT 2 1995

SECRETARY OF STATE
COMMONWEALTH OF KY

ORDINANCE NO. 0-17-95

AN ORDINANCE ANNEXING CERTAIN TERRITORY CONSISTING OF A PARCEL OF APPROXIMATELY 2.274 ACRES LOCATED GENERALLY ON THE NORTH SIDE OF U.S. 42, BORDERING ON FARMVIEW ESTATES, SOUTH OF AND ADJACENT TO THE CITY LIMITS. (DURR PROPERTY)

WHEREAS, R. C. Durr, being the owner of record of the hereinafter described territory (the "territory"), has requested that the City of Florence, Kentucky (the "City") annex the territory and, pursuant to K.R.S. 81A.412, the owner has given written consent to such annexation; and

WHEREAS, the City has determined that it is desirable to annex the territory which is contiguous to the boundaries of the City, and

WHEREAS, pursuant to K.R.S. 100.209(1) the City makes the election that after annexation the territory shall remain subject to the same land use restrictions as applied to it prior to annexation until such restrictions are changed in accordance with K.R.S. Chapter 100.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF FLORENCE, KENTUCKY, AS FOLLOWS:

SECTION I

The City finds that the hereinafter described unincorporated territory meets the requirements of K.R.S. 81A.410 and is as follows:

- (a.) Is contiguous to the boundaries of the City, and
- (b.) Is urban in character and suitable for development for urban purposes without unreasonable delay, and
- (c.) Is not included within the boundary of another incorporated city.

SECTION II

That the territory, described in Exhibit "A" and shown on Exhibit "B" each of which is attached hereto and incorporated herein by reference, shall be and the same is hereby annexed to the City of Florence, Kentucky.

SECTION III

The owner of record of the territory has filed with the City written consent to this annexation under K.R.S. 81A.412 and therefore, the following do not apply to this annexation: (a) the notification ordinance required by K.R.S. 81A. 420(1); (b) the notice requirement of K.R.S. 81A.425; and (c) the waiting period of K.R.S. 81A.420(2).

SECTION IV

Pursuant to K.R.S. 100.209(1) the territory shall, after annexation, remain subject to the same land use restrictions as applied to it prior to annexation, until those restrictions are changed in accordance with K.R.S. Chapter 100.

SECTION V

This ordinance shall be published in full.

PASSED AND APPROVED ON FIRST READING THIS 12th DAY OF September, 1995.

PASSED AND APPROVED ON SECOND READING AND PUBLICATION ORDERED THIS 19th DAY OF September, 1995.

EXHIBIT A

Located generally on the north side of U.S. Highway #42, about 3 miles south of Florence and described thus:

TRACT NO. 1: BEGINNING at a point in the north right of way line of Route 42, two hundred (200) feet southwest as measured along a 200 foot chord of a curve in said line from the intersection of the common original Scherf-Hennequin farm tract line; thence along said right of way line with chords of a curve therein S. 37° 20' W. 100 feet, S. 46° 52' W. 100 feet, S. 56° 11' W. 75 feet (part of 200 foot chord); thence leaving said Highway N. 23° 49' W. 329.5 feet; thence S. 71° 15' E. 347.50 feet to the place of beginning, containing 1.024 acres.

TRACT NO. 2: BEGINNING at point in the north right of way line of U.S. 42, 475 feet west as measured along said line in 100 foot chords of a curve, of the common original Hennequin-Scherf farm tract line; thence along said line with 100 foot Chords and portions thereof, S. 56° 11' W. 25 feet, S. 65° 41' W. 100 feet, S. 69° 43' W. 25 feet; thence leaving said highway N. 20° 17' W. 446.25 feet; thence S. 71° 15' E. 165.45 feet; thence S. 23° 49' E. 329.5 feet to the beginning containing 1.25 acres.

Being the same property conveyed to R. C. Durr by Deed dated November 18, 1991, recorded in the Boone County Clerk's records at Burlington, Kentucky.

ERPS, INC.
D.B. 380, PG. 308

TOPOGRAPHIC SURVEY
FOR
PRIMARY CARE ASSOCIATES
OF NORTHERN KENTUCKY, P.S.C.
BOONE COUNTY, KENTUCKY
SCALE 1"=30' MARCH 17, 1995



VIOX & VIOX P.S.C.
CONSULTING ENGINEERS & SURVEYORS
AND LAND SURVEYORS
CHAMBERLAIN ROAD
CHAMBERLAIN, KENTUCKY 41018
PHONE (606) 757-3263

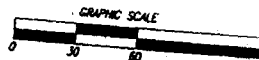


EXHIBIT B

